



I hereby certify that this correspondence is being deposited with the United States Postal Services on the date set forth below as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Signature

And Deposit:

4/15/04

James C. Bahr

Attorney of Record

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Diana M. Downs, et al.
Serial No.: 09/955,502
Filed: September 18, 2001
For: METHOD FOR PREVENTING SUPEROXIDE DAMAGE
TO CELLS AND OXYGEN-LABILE PROTEINS
Group Art Unit: 1645
Examiner: P. Duffy

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF DIANA M. DOWNS

Dear Sir:

1. I, Diana M. Downs am one of the named inventors in the above-identified application.
2. I am also one of the authors of Gralnik, et al. (Abstracts of the General Meaning of the American Society for Microbiology, May 21 – 25, 2000) as cited by the Examiner. My co-inventor Jeffrey Gralnick is the other author.
3. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false

statements may jeopardize the validity of the above-identified application or any patent issuing thereon.

Respectfully submitted

4/5/04
Date

Diana M. Downs
Diana M. Downs